

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

NICOLE BROCKMOLE, LAUREN BAIR and  
NICK ERCKLENTZ, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

- against -

EZ FESTIVALS LLC, AVANT GARDNER,  
LLC, MADE EVENT LLC, CITYFOX,  
REYNARD PRODUCTIONS, JURGEN  
BILDSTEIN, PHILLIP WIEDERKEHR, AGDP  
HOLDING INC., GARDNER PURCHASER  
LLC, WIEDERKEHR ASSOCIATES,  
STEWART PURCHASER LLC, WRE PARENT  
US HOLDING CORP. INC., WRE  
MANAGEMENT LLC, WRE HOLDING AG  
and JOHN DOES NO. 1-10,

Defendants.

Civil Action No. 1:23-cv-08106-MMG

**NOTICE OF THE EZ DEFENDANTS'**  
**MOTION TO DISMISS CERTAIN**  
**DEFENDANTS AND COUNTS OF THE**  
**BROCKMOLE COMPLAINT**

**(Oral Argument Requested)**

**PLEASE TAKE NOTICE** that, upon the Memorandum of Law in Support of the EZ Defendants' Motion to Dismiss Certain Defendants and Counts of the Brockmole Complaint, dated March 21, 2024, and upon all the pleadings and proceedings herein, Defendants EZ FESTIVALS, LLC, AVANT GARDNER, LLC, MADE EVENT LLC, and JURGEN BILDSTEIN (collectively, "EZ Defendants") will move this Court, before the Honorable Margeret M. Garnett, U.S.D.J., at the United States Courthouse for the Southern District of New York located at 40 Foley Square, New York, New York, 10007, on a date and time to be determined by the Court, for an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Defendants AVANT GARDNER, LLC and JURGEN BILDSTEIN, as well as Counts I, II, III, IV, and VI of the Brockmole Plaintiffs' Supplemental and Amended Class Action Complaint, in their entirety with

prejudice, on the grounds that Plaintiffs fail to state a claim upon which relief can be granted, and for such other relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that the EZ Defendants respectfully request oral argument with respect to this motion.

Dated: March 21, 2024  
New York, New York

Respectfully submitted,

KAUFMAN DOLOWICH, LLP

By: /s/ Patrick M. Kennell  
Patrick M. Kennell  
[pkennell@kaufmandolowich.com](mailto:pkennell@kaufmandolowich.com)  
Kathleen A. Mullins  
[kathleen.mullins@kaufmandolowich.com](mailto:kathleen.mullins@kaufmandolowich.com)  
40 Exchange Place – 20<sup>th</sup> Floor  
New York, New York 10005  
Tel: (212) 485-9600

*Attorneys for Defendants*  
EZ FESTIVALS, LLC, AVANT  
GARDNER, LLC, MADE EVENT LLC,  
and JURGEN BILDSTEIN